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* Admitted in NY only
** Passed the Patent Bar Examination

DAE
#5

November 8, 2001

Commissioner for Patents
Washington, D.C. 20231

RECEIVED

JAN 15 2002

OFFICE OF PETITIONS

Re: U.S. Patent Application Serial No. 09/820,099
Title: *"Methods For Immunostimulation Using Binding Agents
For The Fc Receptor of Immunoglobulin A"*
Filing Date: March 27, 2001
Inventor: Jan G.J. van de Winkel
Our Reference No.: MXI-170

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Notification of Error in Payment of Fee(s) as a Small Entity (37 C.F.R. §1.28(c));
2. Check in the amount of \$486.00 (excess filing fee); and
3. Acknowledgment postcard.

Please charge any necessary fees to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond. A duplicate of this sheet is enclosed.

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on:

November 8, 2001
Date

Jane E. Remillard, Esquire, Reg. No. 38,872

Respectfully submitted,
LAHIVE & COCKFIELD, LLP

Jane E. Remillard, Esquire
Reg. No. 38,872



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Jan G.J. van de Winkel

Serial No.: 09/820,099

Filed: March 27, 2001

FOR: "Methods For Immunostimulation
Using Binding Agents For The Fc Receptor
Of Immunoglobulin A"

Attorney Docket No.: MXI-170

Group Art Unit: 1614

Examiner: Not Yet Assigned

Adjustment date: 01/15/2002 GTEFFERA
~~07/19/2001 KZEWDIE 00000122 09820099~~
~~01 FC:201 -355.00 OP~~
~~02 FC:205 -65.00 OP~~
~~03 FC:203 -36.00 OP~~

01/15/2002 GTEFFERA 00000157 09820099

01 FC:101 740.00 OP
02 FC:105 130.00 OP
03 FC:103 72.00 OP

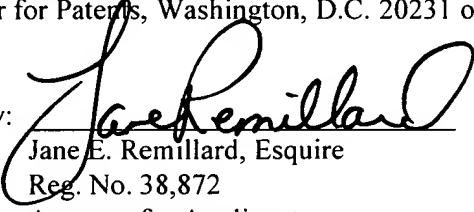
Commissioner for Patents
Washington, D.C. 20231

Certificate of First Class Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

11/8/01
Date of Signature and of Mail Deposit

By:


Jane E. Remillard, Esquire
Reg. No. 38,872
Attorney for Applicants

**NOTIFICATION OF ERROR IN PAYMENT OF FEE(S)
AS A SMALL ENTITY (37 C.F.R. § 1.28(c))**

RECEIVED

JAN 15 2002

Payment of Fee(s) as Small Entity

OFFICE OF PETITIONS

1. The following fees were paid in the above-referenced application in good faith based on small entity status:

☒ The filing fee was paid on July 12, 2001 in a Response to File Missing Parts as calculated below:

	Small Entity Fee Paid (\$)	Large Entity Fee Due (\$)	Difference (\$)
Basic Fee	355	740	385
Excess Claim Fee	36	72	36
Surcharge	65	130	65
Total	456	942	486

Error

2. The error in the payment of fee(s) as a small entity was as follows:

- ☐ Although applicant is a small entity, the small entity statement was, through error, not signed by all persons or entities having an interest.
- ☐ Although applicant is a small entity, the small entity statement was, through error, not signed by the proper authorized person.
- ☐ Applicant erroneously believed itself entitled to small entity status, and has now discovered that this is not so.
- ☒ Before the payment of the fee, a change occurred whereby small entity status could not be claimed for applicant and, through error, the PTO was not notified.
- ☐ Other:

Fee Payment for Deficiency

WARNING: "The deficiency is based on the amount of the fee for other than a small entity, in effect at the time the deficiency is paid in full." 37 C.F.R. § 1.28(c).

3. (check and complete following applicable item)

- ☐ No fee payment for deficiency is due, because this notification is within two months of the time of the payment of the fee, and there is attached a correct statement for the status of the applicant as a small entity. (37 CFR 1.28(a))
or
- ☒ Payment is attached for the sum of \$486.00, for the deficiency between the amount of fee paid and the amount due.

NOTE: Calculation of deficiency amounts are to be based on the fee levels in effect at the time of the payment of the deficiency. Refer to Notice of September 14, 1992, 1143 O.G. 33-40, at 33 and 37 C.F.R. 1.28(c).

Fee Payment

4.

- ☒ Attached is a check in the amount of \$486.00.
- ☐ Charge Account 12-0080 in the amount of \$
A duplicate of this paper is attached.

Please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account No. 12-0080. A duplicate of this paper is attached.

Further Status as Small Entity

5.

☐ Because a proper small entity statement

☐ has been filed on _____.

☐ is attached.

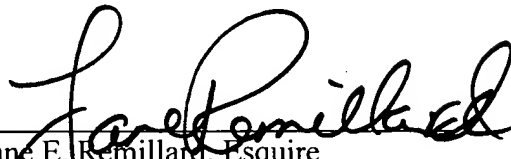
the status of this case as a small entity.

or

☒ Status as a small entity is hereby withdrawn.

Respectfully submitted,

LAHIVE & COCKFIELD, LLP


Jane E. Remillard, Esquire
Reg. No. 38,872
Attorney for Applicants

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Boston, MA 02109
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Customer No. 000959

Dated: 11/8/01